

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

MICHAEL LEE DOUGLAS,)	
)	
Petitioner,)	
)	1:16CV549
v.)	1:01CR387-1
)	
UNITED STATES OF AMERICA,)	
)	
Respondent.)	

JUDGMENT

On October 5, 2020, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 103, 104.) No objections were filed within the time limits prescribed by Section 636.

Therefore, the court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED AND ADJUDGED that the previous stay is lifted, that Petitioner's filing, (Doc. 76), is construed as a motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255, that Petitioner's motion, as amended, is **GRANTED**, that the Judgment, (Doc. 34) is **VACATED**, and that the Indictment, (Doc. 4), is **DISMISSED**.

IT IS FURTHER ORDERED that Petitioner's request to be released from custody, (Doc. 102), is **DENIED AS MOOT**.

This the 3rd day of November, 2020.

William L. Ostun, Jr.
United States District Judge